

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ON BOARD LLC d/b/a ON BOARD INFORMATICS,

Plaintiff(s),

-v-

EXIT REALTY CORP. INTERNATIONAL,

Defendant(s).

KATHERINE B. FORREST, District Judge:

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: JUL 09 2013

13 Civ. 1463 (KBF)

SCHEDULING ORDER

The parties propose the following schedule for this matter:

1. All parties [do ☐ / do not ☒] consent to conducting all further proceedings before a United States Magistrate Judge, including motions and trial. 28 U.S.C. § 636(c). The parties are free to withhold consent without adverse substantive consequences.¹
2. Close of fact discovery: November 8, 2013. [within 4 months]
3. Close of expert discovery: December 3, 2013. [25 days after the close of fact discovery]

The parties contemplate experts in this matter for the following subject(s): to be determined.

4. [For F.L.S.A. actions only] The plaintiff(s) [do ☐ / do not ☐] anticipate making a motion for conditional certification of a collective action under 29 U.S.C. § 216(b).

Proposed briefing schedule:

Opening: _____ [30 days after initial conference]
Opp'n: _____ [21 days after opening brief]
Reply: _____ [7 days after opposition brief]

¹ If all parties so consent, they should execute a consent form (available at <http://www.nysd.uscourts.gov/file/forms/consent-to-proceed-before-us-magistrate-judge>) and submit it to the Court via e-mail, along with this proposed order.

5. The parties [do ☒ / do not ☐] anticipate making dispositive motions. The contemplated dispositive motion(s) is/are a motion(s) summary judgment.

Proposed briefing schedule:

Opening: December 3, 2013 [no later than item 3]
Opp'n: December 24, 2013 [21 days after opening brief]
Reply: December 31, 2013 [7 days after opposition brief]

* Last to file (motion may be filed @ any time)

6. Trial [will ☒ / will not ☐] be before a jury.

DO NOT FILL IN BELOW. THE COURT WILL SET ITEMS 7-10.

7. The next status conference in this matter is set for 11/15/13 at 9:00 am.
8. All pretrial materials, including the Joint Pretrial Order ("JPTO") are due: 1/20/14.
9. The Final Pretrial Conference ("FPTC") in this matter is set for 1/22/14 at 1:30 pm.
10. Trial in this matter shall commence on 1/27/14. Trial is anticipated to take 1 week [days/weeks].

SO ORDERED:

Dated: New York, New York

7/8, 2013

K B. Forrest
KATHERINE B. FORREST
United States District Judge